

**IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

<b>UNITED STATES OF AMERICA,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	<b>Case No. 2:06-CR-0219-WKW</b>
	)	
<b>PHILLIP FOY,</b>	)	
	)	
<b>Defendant.</b>	)	

**MOTION TO CONTINUE JUNE 1, 2007 SENTENCING**

COMES NOW, the defendant, Phillip Foy, by and through the undersigned attorney, Richard K. Keith, and moves this Honorable Court to continue the June 1, 2007 Sentencing Conference.

As grounds in support thereof, the following is stated:

1. Sentencing is set for June 1, 2007.
2. The defendant's cooperation is incomplete.
3. Assistant United States Attorney Susan Redmond has no objection to a continuance in this matter.

Respectfully submitted this 16th day of May, 2007.

s/ Richard K. Keith  
**RICHARD K. KEITH (KEI003)**  
Attorney for Defendant  
**KEITH & DUBIN, P.C.**  
22 Scott Street  
Montgomery, AL 36104-4221  
Telephone: (334) 264-6776  
Facsimile: (334) 265-5362

**CERTIFICATE OF SERVICE**

I hereby certify that on May 16, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

Susan R. Redmond, AUSA  
Post Office Box 197  
Montgomery, AL 36101-0197

s/ Richard K. Keith  
**OF COUNSEL**